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DOCKET NO.: 4235/PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF THE **NEW PCT NATIONAL PHASE PATENT APPLICATION**

OF: Takuya SUNAGAWA et al.

| USPS EXPRESS MAIL

USSN: TO BE ASSIGNED

| EL 897 676 527 US

FILED: August 31, 2001

| AUGUST 31 2001

FOR: Nonaqueous Electrolyte Secondary Battery

INTERNATIONAL SERIAL NO.: PCT/JP00/00731

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COMMISSIONER FOR PATENTS
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SECOND PRELIMINARY AMENDMENT

Dear Sir:

After calculating the filing fee, but before the first examination, please amend the above identified application as follows.

Referring to the Literal Translation of International Application
PCT/JP00/00731

In the Claims:

Please cancel claims 1, 2, 11 and 12.

Claims 3 to 10, and 13 to 24 have previously been cancelled in applicants' First Preliminary Amendment.

Please enter new claims 25 to 47 as follows.

1 25. (new) A nonaqueous electrolyte secondary battery
2 characterized as using a mixture of a first oxide and a